

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

HUNTERS CAPITAL, LLC, et al.,

Plaintiffs,

v.

CITY OF SEATTLE,

Defendant.

Case No. 20-cv-00983-TSZ

STIPULATION AND ORDER PERMITTING  
AMENDMENT OF COMPLAINT AND  
AMENDING CASE SCHEDULE

**STIPULATION**

The parties have been engaged in extensive and ongoing document production, depositions, and other discovery for more than seven months. This has included the ongoing review and production of hundreds of thousands of pages of documents by both sides, including documents with difficult technical issues, such as text messages. During that process, Plaintiffs determined that two entities that are related entities of Hunters Capital LLC should also be named, and seek to amend the complaint to add them as parties. Plaintiffs' proposed Third Amended Complaint is attached to the Stipulation, docket no. 45, as Exhibit A thereto, and is redlined against the Second Amended Complaint filed in this action. The parties agree that allowing this amendment after the deadline in this case for joining additional parties is more efficient for the parties and the Court than requiring the added parties to file a separate proceeding. The parties

1 stipulate that Plaintiffs should be allowed to file a Third Amended Complaint in the form attached  
2 as Exhibit A to the Stipulation, docket no. 45.

3 The parties also agree that the addition of these two additional entities, as well as other  
4 issues they are working together to address in discovery, warrant a modest extension of the  
5 deadlines and trial date in this case to allow both parties to adequately prepare for those deadlines  
6 and for trial. The parties believe this extension is shorter than what would be necessary if  
7 Plaintiffs were to file a separate action on behalf of the added entities related to Hunters Capital,  
8 LLC. The parties agree that no prejudice will be incurred by either side, and judicial economy  
9 will be served, if this joint request is granted.

10 Based on the need for additional time and to avoid scheduling conflicts, the parties  
11 therefore jointly request that the Court issue the proposed order set forth below, with a trial date  
12 of October 17, 2022, or as soon thereafter as it is convenient for the Court.

13 STIPULATED AND AGREED TO this 28th day of June, 2021.

14 CALFO EAKES LLP

PETER S. HOLMES  
Seattle City Attorney

15 By: s/Tyler S. Weaver

16 Patricia A. Eakes, WSBA #18888  
17 Angelo J. Calfo, WSBA #27079  
18 Tyler S. Weaver, WSBA #29413  
19 Andrew DeCarlow, WSBA #54471  
20 Henry Phillips, WSBA #55152  
21 Gabriel Reilly-Bates, WSBA# 52257  
1301 Second Avenue, Suite 2800  
22 Seattle, WA 98101  
23 Tel: (206) 407-2200  
24 Fax: (206) 407-2224  
25 pattye@calfoeakes.com  
angeloc@calfoeakes.com  
tylerw@calfoeakes.com  
andrewd@calfoeakes.com  
henryp@calfoeakes.com  
gaber@calfoeakes.com

*Attorneys for Plaintiffs*

Joseph Groshong, WSBA# 41593  
Assistant City Attorney  
Seattle City Attorney's Office  
701 Fifth Avenue, Suite 2050  
Seattle, WA 98104  
Tel: (206) 684-8200  
Fax: (206) 684-8284  
Joseph.Groshong@seattle.gov

HARRIGAN LEYH FARMER & THOMSEN  
LLP

By: s/Kristin E. Ballinger

Arthur W. Harrigan, Jr., WSBA #1751  
Tyler L. Farmer, WSBA #39912  
Kristin E. Ballinger, WSBA #28253  
Caitlin B. Pratt, WSBA #48422  
999 Third Avenue, Suite 4400  
Seattle, WA 98104

STIPULATION AND ORDER  
PERMITTING AMENDMENT OF COMPLAINT  
AND AMENDING CASE SCHEDULE - 2  
(Case No. 20-cv-00983-TSZ)

LAW OFFICES  
HARRIGAN LEYH FARMER & THOMSEN LLP  
999 THIRD AVENUE, SUITE 4400  
SEATTLE, WASHINGTON 98104  
TEL (206) 623-1700 FAX (206) 623-8717

Tel: (206) 623-1700  
arthurh@harriganleyh.com  
tylerf@harriganleyh.com  
kristinb@harriganleyh.com  
caitlinp@harriganleyh.com

*Attorneys for City of Seattle*

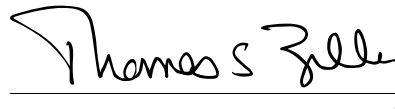
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**ORDER**

In consideration of the parties' stipulation, the Court grants Plaintiffs permission to file a Third Amended Complaint as described in that stipulation and hereby amends the case schedule as follows:

<b>JURY TRIAL DATE</b>	<b>Oct. 17, 2022</b>
Length of Trial	2-3 weeks
Any motions related to class certification must be filed by	Nov. 18, 2021
Disclosure of expert testimony under FRCP 26(a)(2)	Apr. 14, 2022
Expert witness rebuttal deadline	May 27, 2022
All motions related to discovery must be filed by	June 2, 2022
All remaining discovery completed by	June 27, 2022
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d))	June 30, 2022
All motions related to expert witnesses (e.g., Daubert motion) must be filed by and noted on the motion calendar no later than the third Friday thereafter (see LCR 7(d))	July 21, 2022
All motions in limine must be filed by and noted for the third Friday thereafter; responses shall be due on the noting date; no reply shall be filed unless requested by the Court	Aug. 25, 2022
Mediation Deadline	July 27, 2022
Agreed Pretrial Order due	Sept. 30, 2022
Trial briefs, proposed voir dire questions, and proposed jury instructions due	Sept. 30, 2022
Pretrial conference to be held at 10:30 a.m. on	Oct. 5, 2022

Dated this 30th day of June, 2021.



Thomas S. Zilly  
United States District Judge